Case 06-04556 Doc 1 Filed 04/24/06 Entered 04/24/06 15:50:30 Desc Main Page 1 of 39 Document (Official Form 1) (10/05) UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS **Voluntary Petition EASTERN DIVISION (CHICAGO)** Name of Debtor (if individual, enter Last, First, Middle): Name of Joint Debtor (Spouse) (Last, First, Middle): Sanders, James T. All Other Names used by the Joint Debtor in the last 8 years All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names): (include married, maiden, and trade names): Last four digits of Soc. Sec./Complete EIN or other Tax I.D. No. (if more Last four digits of Soc. Sec./Complete EIN or other Tax I.D. No. (if more than one, state all): than one, state all): xxx-xx-3255 Street Address of Debtor (No. & Street, City, and State): Street Address of Joint Debtor (No. & Street, City, and State): 152 Jennifer Lane Calumet City. IL ZIPCODE ZIPCODE 60409 County of Residence or of the Principal Place of Business: County of Residence or of the Principal Place of Business: Cook Mailing Address of Debtor (if different from street address): Mailing Address of Joint Debtor (if different from street address): ZIPCODE **ZIPCODE** Location of Principal Assets of Business Debtor (if different from street address above): ZIPCODE Type of Debtor (Form of Organization) **Nature of Business** Chapter of Bankruptcy Code Under Which (Check one box.) (Check all applicable boxes.) the Petition is Filed (Check one box) Individual (includes Joint Debtors) Health Care Business Chapter 7 Chapter 11 Chapter 15 Petition for Recognition Corporation (includes LLC and LLP) Single Asset Real Estate as defined of a Foreign Main Proceeding in 11 U.S.C. § 101(51B) Chapter 9 Chapter 12 Partnership Chapter 15 Petition for Recognition Chapter 13 Other (If debtor is not one of the above Railroad of a Foreign Nonmain Proceeding entities, check this box and provide the Stockbroker information requested below.) Commodity Broker Nature of Debts (Check one box) State type of entity: ✓ Consumer/Non-Business Clearing Bank ☐ Business Nonprofit Organization qualified **Chapter 11 Debtors** under 15 U.S.C. § 501(c)(3) Check one box: Filing Fee (Check one box) Debtor is a small business debtor as defined by 11 U.S.C. § 101(51D). Full Filing Fee attached Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). Filing Fee to be paid in installments (Applicable to individuals only) Must attach signed application for the court's consideration certifying that the Check if: debtor is unable to pay fee except in installments. Rule 1006(b). See Official Debtor's aggregate noncontigent liquidated debts owed to non-insiders or affiliates are less than \$2 million. Filing Fee waiver requested (Applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B. THIS SPACE IS FOR COURT USE ONLY Statistical/Administrative Information Debtor estimates that funds will be available for distribution to unsecured creditors. Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors. Estimated Number of Creditors 100-200-1.000-5.001-10.001-25.001-50.001-**OVER** 99 199 50,000 49 999 10.000 25,000 100.000 100.000 5.000  $\square$ П П П П П П Estimated Assets

\$1,000,001 to \$10,000,001 to \$50,000,001 to

\$1,000,001 to \$10,000,001 to \$50,000,001 to

\$50 million

\$100 million

\$100 million

\$50 million

More than

\$100 million

More than

\$100 million

\$50,001 to

\$100,000

\$50.001 to

\$100,000

\$0 to

\$50,000

\$50,000

Estimated Debts \$0 to \$100,001 to

\$500,000

 $\square$ 

\$100.001 to

 $\square$ 

\$500,000

\$500,001 to

\$1 million

\$500,001 to

\$1 million

\$10 million

\$10 million

Entered 04/24/06 15:50:30 Desc Main Case 06-04556 Doc 1 Filed 04/24/06 Page 2 of 39 Document (Official Form 1) (10/05) FORM B1, Page 2 James T. Sanders Name of Debtor(s): **Voluntary Petition** (This page must be completed and filed in every case) **Prior Bankruptcy Case Filed Within Last 8 Years** (If more than two, attach additional sheet) Location Where Filed: Case Number: Date Filed: **Northern District of Illinois** 97-B-07765 3/13/1997 Location Where Filed: Case Number: Date Filed: **Northern District of Illinois** 94-B-20836 10/19/1994 Pending Bankruptcy Case Filed by any Spouse, Partner or Affiliate of this Debtor (If more than one, attach additional sheet) Name of Debtor: Case Number: Date Filed: None District: Relationship: Judge: Exhibit B Exhibit A (To be completed if debtor is an individual (To be completed if debtor is required to file periodic reports (e.g., forms 10K and whose debts are primarily consumer debts.) 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) I, the attorney for the petitioner named in the foregoing petition, declare that I have of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.) informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. Exhibit A is attached and made a part of this petition. I further certify that I delivered to the debtor the notice required by § 342(b) of the Bankruptcy Code. X /s/ Jeffrey W. Deer 04/22/2006 Jeffrey W. Deer Date Exhibit C **Certification Concerning Debt Counseling** by Individual/Joint Debtor(s) Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? I/we have received approved budget and credit counseling during the 180-day period preceding the filing of this petition. Yes, and Exhibit C is attached and made a part of this petition. I/we request a waiver of the requirement to obtain budget and credit counseling prior to filing based on exigent circumstances. (Must attach certification  $\mathbf{\Lambda}$ describing.) Information Regarding the Debtor (Check the Applicable Boxes) Venue (Check any applicable box) Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District. Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding (in a federal or state court) in this District, or the interests of the parties will be served in regard to the relief sought in this District. Statement by a Debtor Who Resides as a Tenant of Residential Property Check all applicable boxes. Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.) Name of landlord that obtained judgment: Address of landlord: Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition.

Case 06-04556 Doc 1 Filed 04/24/06 Entered 04/24/06 15:50:30 Desc Main Page 3 of 39 Document (Official Form 1) (10/05) FORM B1, Page 3 Name of Debtor(s): James T. Sanders **Voluntary Petition** (This page must be completed and filed in every case) **Signatures** Signature(s) of Debtor(s) (Individual/Joint) Signature of a Foreign Representative I declare under penalty of perjury that the information provided in this petition is I declare under penalty of perjury that the information provided in this petition is true true and correct. and correct, that I am the foreign representative of a debtor in a foreign proceeding, [If petitioner is an individual whose debts are primarily consumer debts and has and that I am authorized to file this petition. chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12 or 13 of title 11, United States Code, understand the relief available under (Check only one box.) each such chapter, and choose to proceed under chapter 7. I request relief in accordance with chapter 15 of title 11, United States Code. [If no attorney represents me and no bankruptcy petition preparer signs the Certified copies of the documents required by § 1515 of title 11 are attached. petition] I have obtained and read the notice required by § 342(b) of the Bankruptcy Code. Pursuant to § 1511 of title 11, United States Code, I request relief in accordance I request relief in accordance with the chapter of title 11, United States Code, with the chapter of title 11 specified in this petition. A certified copy of the specified in this petition. order granting recognition of the foreign main proceeding is attached. X /s/ James T. Sanders James T. Sanders (Signature of Foreign Representative) (Printed Name of Foreign Representative) Telephone Number (If not represented by an attorney) 04/22/2006 (Date) Date Signature of Attorney Signature of Non-Attorney Petition Preparer I declare under penalty of perjury that: 1) I am a bankruptcy petition preparer as X /s/ Jeffrey W. Deer defined in 11 U.S.C. § 110; 2) I prepared this document for compensation and Jeffrev W. Deer have provided the debtor with a copy of this document and the notices and Bar No. 6204093 information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, 3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110 setting a maximum fee for services chargeable by bankruptcy petition preparers, I have Deer & Stone, P.C. given the debtor notice of the maximum amount before preparing any document 130 S. Jefferson Street for filing for a debtor or accepting any fee from the debtor, as required in that Suite 501 section. Official Form 19B is attached. Chicago, Illinois 60661 Phone No.(312) 782-7790 Fax No.(312) 782-7789 Printed Name and title, if any, of Bankruptcy Petition Preparer 04/22/2006 Date Social Security number (If the bankruptcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.) Signature of Debtor (Corporation/Partnership) I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor. Address The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition. X

X	, 
	Printed Name of Authorized Individual
	Title of Authorized Individual
	Date

Date

Signature of Bankruptcy Petiton Preparer or officer, principal, responsible person, or partner whose social security number is provided above.

Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both (11 U.S.C. § 110; 18 U.S.C. § 156).

Form B6A (10/05)

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

IN RE: James T. Sanders CASE NO

CHAPTER 13

# **SCHEDULE A - REAL PROPERTY**

Description and Location of Property	Nature of Debtor's Interest in Property	Husband, Wife, Joint Or Community	Current Value of Debtor's Interest in Property, Without Deducting Any Secured Claim or Exemption	Amount Of Secured Claim
14525 S. Ellis Dolton, IL 60419	1/2 Interest		\$115,000.00	\$85,910.61

Total: \$115,000.00

(Report also on Summary of Schedules)

Form B6B (10/05)

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

IN RE: James T. Sanders CASE NO

CHAPTER 13

# **SCHEDULE B - PERSONAL PROPERTY**

Type of Property	None	Description and Location of Property	Husband, Wife, Joint or Community	Current Value of Debtor's Interest in Property, Without Deducting any Secured Claim or Exemption
1. Cash on hand.	Х			
2. Checking, savings or other financial accounts, certificates of deposit, or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.		Checking account @ Charter One Bank	-	\$75.00
3. Security deposits with public utilities, telephone companies, landlords, and others.	X			
4. Household goods and furnishings, including audio, video and computer equipment.		Used household goods	-	\$1,500.00
5. Books; pictures and other art objects; antiques; stamp, coin, record, tape, compact disc, and other collections or collectibles.	x			
6. Wearing apparel.		Necessary wearing apparel	-	\$300.00
7. Furs and jewelry.	x			
8. Firearms and sports, photographic, and other hobby equipment.	x			
9. Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.		Term Life Insurance - No Cash Surrender Value	-	\$0.00
10. Annuities. Itemize and name each issuer.	x			
		Tota	   >	\$1,875.00

Form B6B (10/05)

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

IN RE: James T. Sanders CASE NO

CHAPTER 13

\$1,875.00

Total >

# **SCHEDULE B - PERSONAL PROPERTY**

Continuation Sheet No. 1												
Type of Property	None	Description and Location of Property	Husband, Wife, Joint or Community	Current Value of Debtor's Interest in Property, Without Deducting any Secured Claim or Exemption								
11. Interests in an education IRA as defined in 26 U.S.C. § 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. § 529(b)(1). Give particulars. (File separately the record(s) of any such interest(s). 11 U.S.C. § 521(c); Rule 1007(b)). 12. Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Give particulars.	x	Pension Plan w/Employer 100% Exempt	-	\$0.00								
rated and unincorporated businesses. Itemize.  14. Interests in partnerships or joint	x											
ventures. Itemize.  15. Government and corporate bonds and other negotiable and nonnegotiable instruments.	x											
16. Accounts receivable.	x											
17. Alimony, maintenance, support, and property settlements to which the debtor is or may be entitled. Give particulars.	x											
18. Other liquidated debts owed to debtor including tax refunds. Give particulars.	x											
				¢4 075 00								

Form B6B (10/05)

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

IN RE: James T. Sanders CASE NO

CHAPTER 13

# **SCHEDULE B - PERSONAL PROPERTY**

		Continuation Sneet No. 2		
Type of Property	None	Description and Location of Property	Husband, Wife, Joint or Community	Current Value of Debtor's Interest in Property, Without Deducting any Secured Claim or Exemption
19. Equitable or future interests, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.	x			
20. Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	x			
21. Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each.	x			
22. Patents, copyrights, and other intellectual property. Give particulars.	х			
23. Licenses, franchises, and other general intangibles. Give particulars.	x			
24. Customer lists or other compilations containing personally identifiable information (as defined in 11 U.S.C. 101(41A)) provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes.	x			
25. Automobiles, trucks, trailers, and other vehicles and accessories.		1992 Toyota Camry w/more than 160K miles	-	\$800.00
		2004 Chevrolet C1500	-	\$25,000.00
	-	Tota	l >	\$27,675.00

Form B6B (10/05)

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

IN RE: James T. Sanders CASE NO

CHAPTER 13

# **SCHEDULE B - PERSONAL PROPERTY**

Continuation Sheet No. 3											
Type of Property	None	Description and Location of Property	Husband, Wife, Joint or Community	Current Value of Debtor's Interest in Property, Without Deducting any Secured Claim or Exemption							
26. Boats, motors, and accessories.	х										
27. Aircraft and accessories.	x										
28. Office equipment, furnishings, and supplies.	x										
29. Machinery, fixtures, equipment, and supplies used in business.	x										
30. Inventory.	x										
31. Animals.	x										
32. Crops - growing or harvested. Give particulars.	x										
33. Farming equipment and implements.	x										
34. Farm supplies, chemicals, and feed.	x										
35. Other personal property of any kind not already listed. Itemize.	x										

# Document Page 9 of 39 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

IN RE: James T. Sanders CASE NO

CHAPTER 13

# SCHEDULE C - PROPERTY CLAIMED AS EXEMPT

Debtor claims the exemptions to which debtor is entitled under: (Check one box)	Check if debtor claims a homestead exemption that exceeds \$125,000.
☐ 11 U.S.C. § 522(b)(2) ☑ 11 U.S.C. § 522(b)(3)	

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property Without Deducting Exemption
Checking account @ Charter One Bank	735 ILCS 5/12-1001(b)	\$75.00	\$75.00
Used household goods	735 ILCS 5/12-1001(b)	\$1,500.00	\$1,500.00
Necessary wearing apparel	735 ILCS 5/12-1001(a), (e)	\$300.00	\$300.00
Pension Plan w/Employer 100% Exempt	735 ILCS 5/12-1006	\$0.00	\$0.00
1992 Toyota Camry w/more than 160K miles	735 ILCS 5/12-1001(c)	\$800.00	\$800.00
2004 Chevrolet C1500	735 ILCS 5/12-1001(c)	\$0.00	\$25,000.00
		\$2,675.00	\$27,675.00

Document

Page 10 of 39

Form B6D IN RE: James T. Sanders (10/05)

CASE NO \_ (If Known)

CHAPTER 13

### **SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS**

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

Clieck tills bo	X II (	uebii	or has no creditors holding secured claims i	0 1	epu	ייוכ	Un uns schedule D	•
CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE AND ACCOUNT NUMBER	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
ACCT #: xxxxx7256			DATE INCURRED: NATURE OF LIEN:					
Countrywide Home Loans P.O. Box 650411 Dallas, TX 75265-0411		J	Mortgage COLLATERAL: 14525 S. Ellis REMARKS:				\$85,910.61	
			VALUE: \$115,000.00					
ACCT #: xxxxx7256  Countrywide Home Loans P.O. Box 650411  Dallas, TX 75265-0411		J	DATE INCURRED: Various NATURE OF LIEN: Arrearage claim COLLATERAL: 14525 S. Ellis REMARKS:				\$1,288.64	
			VALUE: \$1,288.64					
ACCT #: xxxxx0673  Wells Fargo Financial Illinois, Inc. 2501 Seaport Drive, Suite BH-300 Chester, PA 19013-1510		н	DATE INCURRED: NATURE OF LIEN: Lien on Vehicle COLLATERAL: 2004 Chevrolet C1500 REMARKS:				\$29,396.03	\$4,396.03
	<del>                                     </del>		VALUE: \$25,000.00					
		<u> </u>	Subtotal (Total of this	Pac	le)	 >	\$116,595.28	
continuation sheets attach	ed		Total (Use only on last				\$116,595.28	•

Total (Use only on last page) > \$116,595.28 (Report total also on Summary of Schedules)

# Document Page 11 of 39 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

IN RE: James T. Sanders CASE NO

CHAPTER 13

### SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

	☐ Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.
T۱	PES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets)
	Domestic Support Obligations Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1).
	Extensions of credit in an involuntary case  Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3).
	Wages, salaries, and commissions
_	Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$10,000* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).
	Contributions to employee benefit plans  Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5).
	Certain farmers and fishermen Claims of certain farmers and fishermen, up to \$4,925* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6).
	Deposits by individuals  Claims of individuals up to \$2,225* for deposits for the purchase, lease or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7).
_	Taxes and Certain Other Debts Owed to Governmental Units
	Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).
	Commitments to Maintain the Capital of an Insured Depository Institution  Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507(a)(9).
	Claims for Death or Personal Injury While Debtor Was Intoxicated  Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or another substance. 11 U.S.C. § 507(a)(10).
V	Administrative allowances under 11 U.S.C. Sec. 330 Claims based on services rendered by the trustee, examiner, professional person, or attorney and by any paraprofessional person employed
	by such person as approved by the court and/or in accordance with 11 U.S.C. Secs. 326, 328, 329 and 330.
	nounts are subject to adjustment on April 1, 2007, and every three years thereafter with respect to cases commenced on or after the date of istment.
	1continuation sheets attached

Case 06-04556 Doc 1 Filed 04/24/06 Entered 04/24/06 15:50:30 Desc Main Document Page 12 of 39

IN RE: James T. Sanders

CASE NO \_\_\_\_\_(If Known)

\$1,900.00

\$1,900.00

Running Total >

CHAPTER 13

# SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

TYPE OF PRIORITY Administrative allowances								
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY		CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM	AMOUNT ENTITLED TO PRIORITY
ACCT #:  Deer & Stone, P.C. 130 S. Jefferson Street Suite 501 Chicago, Illinois 60661		Н	DATE INCURRED: 04/24/2006 CONSIDERATION: Attorney Fees REMARKS:				\$1,900.00	\$1,900.00
<u> </u>			Total for this Page (Sub		-1\		\$1,900,00	\$1,900,00

Case 06-04556 Doc 1 Filed 04/24/06 Entered 04/24/06 15:50:30 Desc Main Document Page 13 of 39

IN RE: James T. Sanders

CASE NO \_\_\_\_\_(If Known)

CHAPTER 13

### SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

☐ Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCT #: xxxxx6044  American Recovery Systems, Inc. 1699 Wall Street, Suite 300  Mt. Prospect, IL 60056-5788		-	DATE INCURRED: CONSIDERATION: Collecting for - Enterprise Rent A Car REMARKS:				\$100.00
ACCT #: xxxxxx2006  Commonwealth Edison Bankruptcy Department 2100 Swift Drive Oak Brook, IL 60523-1559		-	DATE INCURRED: CONSIDERATION: Utility Bill(s) REMARKS:				\$1,052.72
ACCT #: xxxxx3FU9 Enterprise Rent-A-Car 7518 W. 98th Place Bridgeview, IL 60455-2312		-	DATE INCURRED: CONSIDERATION: Notice Only REMARKS:				Notice Only
ACCT #: xxxx-xxxx-xxxx-0967 HSBC Card Services P.O. Box 88000 Baltimore, MD 21288-00011		-	DATE INCURRED: CONSIDERATION: Credit Extended to Debtor(s) REMARKS:				\$307.92
ACCT #: xxxxxxxx9862 Ingalls Memorial Hospital P.O. Box 75608 Chicago, IL 60675		-	DATE INCURRED: CONSIDERATION: Medical Bill(s) REMARKS:				\$100.00
ACCT #: xxx-xxx-367-8  JC Penny P.O. Box 960001  Orlando, FL 32836-0001		-	DATE INCURRED: CONSIDERATION: Credit Extended to Debtor(s) REMARKS:				\$195.33
ACCT #: xxxxxx1021  Midland Credit Management, Inc. P.O. Box 939019  San Diego, CA 92193-9019		-	DATE INCURRED: CONSIDERATION: Collecting for - SBC REMARKS:				\$366.46
1continuation sheets attached	<u> </u>		   S   Total (Use only on last page of the completed Sche	ubto		_ <u>-</u>	\$2,122.43

Case 06-04556 Doc 1 Filed 04/24/06 Entered 04/24/06 15:50:30 Desc Main Document Page 14 of 39

IN RE: James T. Sanders

CASE NO \_\_\_\_\_

(If Known)

CHAPTER 13

### SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGENT	UNLIQUIDATED	DISPLITED	AMOUNT OF CLAIM
ACCT #: xx1908 Sears Dental P.O. Box 241306 Mayfield Heights, OH 44124		-	DATE INCURRED: CONSIDERATION: Credit Extended to Debtor(s) REMARKS:				\$215.00
ACCT #: xxxxxx525-1 Sprint PCS P.O. Box 6419 Carol Stream, IL 60197-6419		-	DATE INCURRED: CONSIDERATION: Credit Extended to Debtor(s) REMARKS:				\$401.26
ACCT #: xxxxxx9101  Sullivan Urgent AID Centers, Ltd. P.O. Box 87844  Carol Stream, Illinois 60188-7844		-	DATE INCURRED: CONSIDERATION: Medical Bill(s) REMARKS:				\$10.00
ACCT #: xxxx5804  West Asset Management, Inc. P.O. Box 2348  Sherman, TX 75091-2348		-	DATE INCURRED: CONSIDERATION: Collecting for - SBC REMARKS:				\$3,270.89
	1		Su Total (Use only on last page of the completed Sched		tal F)		\$3,897.15 \$6,019.58

Form B6G (10/05)

# Document Page 15 of 39 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

IN RE: James T. Sanders CASE NO

CHAPTER 13

### SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

☑ Check this box if debtor has no executory contracts or unexpired leases.

NAME AND MAILING ADDRESS, INCLUDING ZIP CODE, OF OTHER PARTIES TO LEASE OR CONTRACT.	DESCRIPTION OF CONTRACT OR LEASE AND NATURE OF DEBTOR'S INTEREST. STATE WHETHER LEASE IS FOR NONRESIDENTIAL REAL PROPERTY. STATE CONTRACT NUMBER OF ANY GOVERNMENT CONTRACT.

Form B6H (10/05)

Document Page 16 of 39
UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION (CHICAGO)

IN RE: James T. Sanders CASE NO

CHAPTER 13

### **SCHEDULE H - CODEBTORS**

☐ Check this box if debtor has no codebtors.

NAME AND ADDRESS OF CODEBTOR	NAME AND ADDRESS OF CREDITOR
<b>Sanders, Janice</b> 14525 Ellis Dolton, IL 60419	
Sanders, Janice 14525 Ellis Dolton, IL 60419	Countrywide Home Loans P.O. Box 650411 Dallas, TX 75265-0411
Sanders, Janice 14525 Ellis Dolton, IL 60419	Countrywide Home Loans P.O. Box 650411 Dallas, TX 75265-0411

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

IN RE: James T. Sanders CASE NO

CHAPTER 13

# SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

Debtor's Marital Status:	Dependents of Debtor and Spouse						
Married	Relationship:	Son Son Daughter	Age:	17 17 19	Relationshi	o:	Age:
Employment	Debtor				Spouse		
Occupation Name of Employer How Long Employed Address of Employer	Service Tech Sears Repair 9 years 16152 S. Clint Harvey, IL 604	ton					
INCOME: (Estimate of a 1. Current monthly gross 2. Estimate monthly ove	s wages, salary		ns (pror	ate if not p	aid monthly)	<b><u>DEBTOR</u></b> \$3,835.87 \$744.73	SPOUSE
3. SUBTOTAL						\$4,580.60	
h. Other (specify) i. Other (specify) j. Other (specify) k. Other (specify)	des social secu ( .ong Term Disabi	ility	0)			\$372.62 \$260.71 \$60.97 \$429.89 \$0.00 \$0.00 \$57.96 \$291.40 \$0.00 \$0.00	
5. SUBTOTAL OF PAYE						\$1,473.55 \$3,107.05	
<ol> <li>TOTAL NET MONTHI</li> <li>Regular income from</li> <li>Income from real prop</li> <li>Interest and dividends</li> <li>Alimony, maintenance that of dependents lis</li> <li>Social Security or gov</li> <li>Pension or retirement</li> <li>Other monthly income a.</li> <li>b.</li> <li>c.</li> </ol>	operation of budenty s e or support payed above. vernment assist t income e (specify)	usiness or profess		•	·	\$0.00 \$0.00 \$0.00 \$0.00 \$0.00 \$0.00 \$0.00 \$0.00 \$0.00	
	C 7 TUDOUOU						
<ul><li>14. SUBTOTAL OF LINE</li><li>15. TOTAL MONTHLY IN</li></ul>		_	lines 6	and 14\		\$0.00 \$3,107.05	
16. TOTAL COMBINED N	•			anu 14)			ımmary of Schedules)

17. Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document:

# Document Page 18 of 39 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

IN RE: James T. Sanders CASE NO

CHAPTER 13

# SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)

Check this box if a joint petition is filed and debtor's spouse maintains a separate household. Complete a separate so labeled "Spouse."	chedule of expenditures
Rent or home mortgage payment (include lot rented for mobile home)     a. Are real estate taxes included?	\$1,049.76
2. Utilities: a. Electricity and heating fuel b. Water and sewer c. Telephone d. Other:	\$200.00 \$40.00 \$57.00
3. Home maintenance (repairs and upkeep) 4. Food 5. Clothing 6. Laundry and dry cleaning 7. Medical and dental expenses 8. Transportation (not including car payments) 9. Recreation, clubs and entertainment, newspapers, magazines, etc. 10. Charitable contributions	\$250.00 \$30.00 \$30.00 \$15.00 \$200.00
11. Insurance (not deducted from wages or included in home mortgage payments) a. Homeowner's or renter's b. Life c. Health d. Auto e. Other:	\$194.58
12. Taxes (not deducted from wages or included in home mortgage payments) Specify:	
13. Installment payments: (In Chapter 11, 12, and 13 cases, do not list payments included in the plan)  a. Auto: b. Other: Rent c. Other: d. Other:	\$150.00
14. Alimony, maintenance, and support paid to others: 15. Payments for support of add'l dependents not living at your home: 16. Regular expenses from operation of business, profession, or farm (attach detailed statement) 17.a. Other: Personal Care, Non-Rx, Toiletries, Clean 17.b. Other:	\$20.00
18. TOTAL MONTHLY EXPENSES (Report also on Summary of Schedules)	\$2,236.34
Describe any increase or decrease in expenditures reasonably anticipated to occur within the year following document:  20. STATEMENT OF MONTHLY NET INCOME	g the filing of this
a. Total monthly income from Line 16 of Schedule I b. Total monthly expenses from Line 18 above c. Monthly net income (a. minus b.)  (Note: Amount shown includes Line 18 of Spouse Bud	\$3,107.05 <b>Iget)</b> \$2,236.34 \$870.71

# Document Page 19 of 39 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

IN RE: James T. Sanders CASE NO

CHAPTER 13

# SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)

# SEPARATE SPOUSE BUDGET

<ul> <li>1. Rent or home mortgage payment (include lot rented for mobile home)</li> <li>a. Are real estate taxes included?</li></ul>				
Utilities: a. Electricity and heating fuel     b. Water and sewer     c. Telephone     d. Other:				
3. Home maintenance (repairs and upkeep) 4. Food 5. Clothing 6. Laundry and dry cleaning 7. Medical and dental expenses 8. Transportation (not including car payments) 9. Recreation, clubs and entertainment, newspapers, magazines, etc. 10. Charitable contributions				
11. Insurance (not deducted from wages or included in home mortgage payments) a. Homeowner's or renter's b. Life c. Health d. Auto e. Other:				
12. Taxes (not deducted from wages or included in home mortgage payments Specify:				
13. Installment payments: (In Chapter 11, 12, and 13 cases, do not list payments included in the plan) a. Auto: b. Other: c. Other: d. Other:				
<ul> <li>14. Alimony, maintenance, and support paid to others:</li> <li>15. Payments for support of add'l dependents not living at your home:</li> <li>16. Regular expenses from operation of business, profession, or farm (attach detailed statement)</li> <li>17.a. Other:</li> <li>17.b. Other:</li> </ul>				
18. TOTAL MONTHLY EXPENSES (Report also on Summary of Schedules)	\$0.00			
<ul><li>19. Describe any increase or decrease in expenditures reasonably anticipated to occur within the year following the filing of this document:</li><li>20. STATEMENT OF MONTHLY NET INCOME (See Debtor Budget)</li></ul>				

Form 6-Summary (10/05)

# Document Page 20 of 39 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

IN RE: James T. Sanders CASE NO

CHAPTER 13

# **SUMMARY OF SCHEDULES**

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts of all claims from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors must also complete the "Statistical Summary of Certain Liabilities."

#### **AMOUNTS SCHEDULED**

NAME OF SCHEDULE	ATTACHED (YES/NO)	NO. OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	Yes	1	\$115,000.00		
B - Personal Property	Yes	4	\$27,675.00		
C - Property Claimed as Exempt	Yes	1			
D - Creditors Holding Secured Claims	Yes	1		\$116,595.28	
E - Creditors Holding Unsecured Priority Claims	Yes	2		\$1,900.00	
F - Creditors Holding Unsecured Nonpriority Claims	Yes	2		\$6,019.58	
G - Executory Contracts and Unexpired Leases	Yes	1			
H - Codebtors	Yes	1			
I - Current Income of Individual Debtor(s)	Yes	1			\$3,107.05
J - Current Expenditures of Individual Debtor(s)	Yes	2			\$2,236.34
	•	Total >	\$142,675.00	\$124,514.86	

Form 6-Summary (10/05)

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

IN RE: James T. Sanders CASE NO

CHAPTER 13

# Statistical Summary of Certain Liabilities (28 U.S.C. § 159) [Individual Debtors Only]

Summarize the following types of liabilities, as reported in the Schedules, and total them.

Type of Liability	Amount
Domestic Support Obligations (from Schedule E)	\$0.00
Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E)	\$0.00
Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E)	\$0.00
Student Loan Obligations (from Schedule F)	\$0.00
Domestic Support, Separation Agreement, and Divorce Decree Obligations Not Reported on Schedule E	\$0.00
Obligations to Pension or Profit-Sharing, and Other Similar Obligations (from Schedule F)	\$0.00
TOTAL	\$0.00

The foregoing information is for statistical purposes only under 28 U.S.C. § 159.

# Document Page 22 of 39 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

IN RE: James T. Sanders CASE NO

CHAPTER 13

# **DECLARATION CONCERNING DEBTOR'S SCHEDULES**

#### DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the sheets, and that they are true and correct to the best of r	17 (Total shown on summary page plus 1.	
Date <u><b>04/22/2006</b></u>	Signature // James T. Sanders  James T. Sanders	
Date	Signature	
	[If joint case, both spouses must sign.]	

# Document Page 23 of 39 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

IN RE: James T. Sanders CASE NO

CHAPTER 13

### STATEMENT OF FINANCIAL AFFAIRS

1. Income from employment or operation of business

State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the two years immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT SOURCE

\$18,000.00 Year to Date - Income from employment

\$51,793.00 2005 - Income from employment

#### 2. Income other than from employment or operation of business

None

State the amount of income received by the debtor other than from employment, trade, profession, or operation of the debtor's business during the two years immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 3. Payments to creditors

#### Complete a. or b., as appropriate, and c.

None

a. Individual or joint debtor(s) with primarily consumer debts: List all payments on loans, installment purchases of goods or services, and other debts to any creditor made within 90 days immediately preceding the commencement of this case if the aggregate value of all property that constitutes or is affected by such transfer is not less than \$600. Indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

None

b. Debtor whose debts are not primarily consumer debts: List each payment or other transfer to any creditor made within 90 days immediately preceding the commencement of the case if the aggregate value of all property that constitutes or is affected by such transfer is not less than \$5,000. (Married debtors filing under chapter 12 or chapter 13 must include payments and other transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

None

V

c. All debtors: List all payments made within one year immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 4. Suits and administrative proceedings, executions, garnishments and attachments

...

a. List all suits and administrative proceedings to which the debtor is or was a party within one year immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

None

b. Describe all property that has been attached, garnished or seized under any legal or equitable process within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

# Document Page 24 of 39 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

IN RE: James T. Sanders CASE NO

CHAPTER 13

### STATEMENT OF FINANCIAL AFFAIRS

Continuation Sheet No. 1

#### 5. Repossessions, foreclosures and returns

List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR OR SELLER Wells Fargo Financial Illinois 2501 Seaport Drive, Suite BH-300 Chester, PA 19013-1510 DATE OF REPOSSESSION, FORECLOSURE SALE, TRANSFER OR RETURN March 30, 2006

DESCRIPTION AND VALUE OF PROPERTY 2004 Chevy Silverado Value: \$25,000.00

### 6. Assignments and receiverships

None

a. Describe any assignment of property for the benefit of creditors made within 120 days immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

None

b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 7. Gifts

None

List all gifts or charitable contributions made within one year immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 8. Losses

None

List all losses from fire, theft, other casualty or gambling within one year immediately preceding the commencement of this case or since the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 9. Payments related to debt counseling or bankruptcy

None

List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of a petition in bankruptcy within one year immediately preceding the commencement of this case.

DATE OF PAYMENT,
NAME OF PAYER IF

OTHER THAN DEBTOR

R AND VALUE OF PROPERTY \$300.00

AMOUNT OF MONEY OR DESCRIPTION

04/22/2006

NAME AND ADDRESS OF PAYEE Deer & Stone, P.C. 130 S. Jefferson Street Suite 501 Chicago, Illinois 60661

#### 10. Other transfers

None

a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within two years immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

# Document Page 25 of 39 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

IN RE: James T. Sanders CASE NO

CHAPTER 13

### STATEMENT OF FINANCIAL AFFAIRS

Continuation Sheet No. 2

None

b. List all property transferred by the debtor within ten years immediately preceding the commencement of this case to a self-settled trust or similar device of which the debtor is a beneficiary.

### None

#### 11. Closed financial accounts

 $\overline{\mathbf{Q}}$ 

List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within one year immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 12. Safe deposit boxes

None

List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 13. Setoffs

None

✓

List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within 90 days preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 14. Property held for another person

None

✓

List all property owned by another person that the debtor holds or controls.

#### 15. Prior address of debtor

None

If the debtor has moved within three years immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse

#### 16. Spouses and Former Spouses

None

If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within eight years immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

# Document Page 26 of 39 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

IN RE: James T. Sanders CASE NO

CHAPTER 13

# **STATEMENT OF FINANCIAL AFFAIRS**

Continuation Sheet No. 3

#### 17. Environmental Information

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes, or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law.

None a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law:

None b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous Material.

Indicate the governmental unit to which the notice was sent and the date of the notice.

None c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

#### 18. Nature, location and name of business

None

a. If the debtor is an individual, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partner in a partnership, sole proprietor, or was self-employed in a trade, profession, or other activity either full- or part-time within six years immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within six years immediately preceding the commencement of this case.

If the debtor is a partnership, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within six years immediately preceding the commencement of this case.

If the debtor is a corporation, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within six years immediately preceding the commencement of this case.

NAME, ADDRESS, AND LAST FOUR DIGITS OF

INOILE

b. Tax Pary Env Eucline Street in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

# Document Page 27 of 39 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

IN RE: James T. Sanders CASE NO

CHAPTER 13

# **STATEMENT OF FINANCIAL AFFAIRS**

Continuation Sheet No. 4

declare under penalty of perjury that I have read the answe	rs contained in th	e foregoing statement of financial affairs and any
Date 04/22/2006	Signature of Debtor	/s/ James T. Sanders James T. Sanders
Date	Signature of Joint Debtor (if any)	

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. Sections 152 and 3571

B201 (10/05)

# Document Page 28 of 39 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

IN RE: James T. Sanders

# NOTICE TO INDIVIDUAL CONSUMER DEBTOR(S) UNDER § 342(b) OF THE BANKRUPTCY CODE

In accordance with § 342(b) of the Bankruptcy Code, this notice: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case. You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

#### 1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days BEFORE the bankruptcy filing. The briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) and must be provided by a nonprofit budget and credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses.

#### 2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

# Chapter 7: Liquidation (\$220 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total fee \$274)

- 1. Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.
- 2. Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.
- 3. The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.
- 4. Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

# <u>Chapter 13:</u> Repayment of All or Part of the Debts of an Individual with Regular Income (\$150 filing fee, \$39 administrative fee: Total fee \$189)

- 1. Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over a period of time. You are eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.
- 2. Under Chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.

B201 (10/05)

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

IN RE: James T. Sanders

# NOTICE TO INDIVIDUAL CONSUMER DEBTOR(S) UNDER § 342(b) OF THE BANKRUPTCY CODE

3. After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

#### Chapter 11: Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

### **Chapter 12:** Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee: Total fee \$239)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

# 3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

**WARNING:** Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court.

#### Certificate of the Debtor

I (We), the debtor(s), affirm that I (we) have received and read this notice.

James T. Sanders	X /s/ James T. Sanders	04/22/2006
	Signature of Debtor	Date
Printed Name(s) of Debtor(s)	X	
Case No. (if known)	Signature of Joint Debtor (if any)	Date

Page 2

# Document Page 30 of 39 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

IN RE: James T. Sanders CASE NO

CHAPTER 13

# DISCLOSURE OF COMPENSATION OF ATTORNEY FOR DEBTOR

1.	Pursuant to 11 U.S.C. § 329(a) and Fed. Bankr. P. 2016(b), I certify that I am the attorney for the above-named debtor(s) and that compensation paid to me within one year before the filing of the petition in bankruptcy, or agreed to be paid to me, for services rendered or to be rendered on behalf of the debtor(s) in contemplation of or in connection with the bankruptcy case is as follows:					
	For legal services, I have agreed to accept:		\$2,200.00			
	Prior to the filing of this statement I have rece	\$300.00				
	Balance Due:	\$1,900.00				
2.	The source of the compensation paid to me	was:				
	☑ Debtor ☐ Other	r (specify)				
3.	The source of compensation to be paid to me	e is:				
	☑ Debtor ☐ Other	r (specify)				
4.	✓ I have not agreed to share the above-disassociates of my law firm.	sclosed compensation with any o	ther person unless they are members and			
	☐ I have agreed to share the above-disclorassociates of my law firm. A copy of the compensation, is attached.		person or persons who are not members or of the names of the people sharing in the			
5.	5. In return for the above-disclosed fee, I have agreed to render legal service for all aspects of the bankruptcy case, including: a. Analysis of the debtor's financial situation, and rendering advice to the debtor in determining whether to file a petition in bankruptcy; b. Preparation and filing of any petition, schedules, statements of affairs and plan which may be required; c. Representation of the debtor at the meeting of creditors and confirmation hearing, and any adjourned hearings thereof;					
6.	By agreement with the debtor(s), the above-	disclosed fee does not include the	e following services:			
		CERTIFICATION				
	I certify that the foregoing is a complete statement of any agreement or arrangement for payment to me for representation of the debtor(s) in this bankruptcy proceeding.					
04/22/2006 /s/ Jeffrey W. Deer						
	Date	Jeffrey W. Deer	Bar No. 6204093			

### Document Page 31 of 39 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

IN RE: James T. Sanders CASE NO

CHAPTER 13

# **VERIFICATION OF CREDITOR MATRIX**

	The above named	Debtor hereby	verifies that the	attached list of	creditors is true	and correct to the	e best of h	is/her
knov	vledge.							

Date .	04/22/2006	Signature //s/ James T. Sanders
		James T. Sanders
Date .		Signature

# Document Page 32 of 39 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

IN RE: James T. Sanders CASE NO.

CHAPTER 13

# **Prior Bankruptcy**

Northern District of Illinois - 94-B-20836 - 10/19/1994 Northern District of Illinois - 93-B-15544 - 7/23/1993 Northern District of Illinois - 92-B-14045 - 6/23/1992 Northern District of Illinois - 91-B-27097 - 12/19/1991 Case 06-04556 Doc 1 Filed 04/24/06 Document

Entered 04/24/06 15:50:30 Desc Main Page 33 of 39

Form B22C (Chapter 13) (10/05)

According to the calculations required by this statement: ☐ The applicable commitment period is 3 years.

In re: James T. Sanders

Case Number:

Disposable Income is determined under § 1325(b)(3).

Disposable Income is not determined under § 1325(b)(3).

(Check the boxes as directed in Lines 17 and 23 of this statement.)

# STATEMENT OF CURRENT MONTHLY INCOME AND CALCULATION OF COMMITMENT PERIOD AND DISPOSABLE INCOME

FOR USE IN CHAPTER 13

In addition to Schedules I and J, this statement must be completed by every individual Chapter 13 debtor, whether or not filing jointly. Joint debtors may complete one statement only.

		Part I. RE	PORT OF INCO	OME		
	Marital/filing status. Check the box that applies and complete the balance of this part of this statement as directed.  a. ☐ Unmarried. Complete only Column A ("Debtor's Income") for Lines 2-10.  b. ☑ Married. Complete both Column A ("Debtor's Income") and Column B ("Spouse's Income") for Lines 2-10.					
1		gures must reflect average monthly income for the pankruptcy case, ending on the last day of the mon			Column A	Column B
	rece	rent amounts of income during these six months, y ived during the six months, divide this total by six, copriate line.			Debtor's Income	Spouse's Income
2		ss wages, salary, tips, bonuses, overtime, com			\$4,958.94	\$0.00
2	Line	ome from the operation of a business, profession and enter the difference on Line 3. Do not enter under any part of the business expenses entered	r a number less thar	n zero. Do not		
3	a.	Gross receipts	\$0.00	\$0.00		
	b.	Ordinary and necessary business expenses	\$0.00	\$0.00		
	c.	Business income	Subtract Line b		\$0.00	\$0.00
	diffe	t and other real property income. Subtract Line rence on Line 4. Do not enter a number less than operating expenses entered on Line b as a ded	zero. Do not inclu			
4	a.	Gross receipts	\$0.00	\$0.00		
	b.	Ordinary and necessary operating expenses	\$0.00	\$0.00		
	c.	Rental income	Subtract Line b	from Line a	\$0.00	\$0.00
5		rest, dividends, and royalties.	Subtract Line b from Line a		\$0.00	\$0.00
6		sion and retirement income.	. £ 11	alabta da	\$0.00	\$0.00
7	dep debt	ular contributions to the household expenses of endents, including child or spousal support. Deprise spouse.	o not include contrib	outions from the	\$0.00	\$0.00
8	How spou	mployment compensation. Enter the amount in rever, if you contend that unemployment compensause was a benefit under the Social Security Act, do pensation in Column A or B, but instead state the a	ation received by yo not list the amount	u or your of such		
		employment compensation claimed to be a	Debtor	Spouse		
	bei	nefit under the Social Security Act	\$0.00	\$0.00	\$0.00	\$0.00
9	sour rece	ome from all other sources. Specify source and ces on a separate page. Total and enter on Line solved under the Social Security Act or payments rece e against humanity, or as a victim of international of	<ol> <li>DO NOT INCLUE ceived as a victim of</li> </ol>	DE any benefits a war crime,		
	a. b.					
		Land enter on Line 9			\$0.00	\$0.00
10	Sub	total. Add Lines 2 thru 9 in Column A, and, if Colu	mn B is completed,	add Lines 2	\$4,958.94	\$0.00
-		ugh 9 in Column B. Enter the total(s).  al. If Column B has been completed, add Line 10,	Column A to Line 4	0 Column P	ψ-,,σσσ.σ-	Ψ0.00
11	and	enter the total. If Column B has not been completed importance in the state of the			\$4,	958.94

Case 06-04556 Doc 1 Filed 04/24/06 Entered 04/24/06 15:50:30 Desc Main Document Page 34 of 39

	Part II. CALCULATION OF § 1325(b)(4) COMMITMENT PERIOD							
12	Enter the amount from Line 11.	\$4,958.94						
13	<b>Marital adjustment.</b> If you are married, but are not filing jointly with your spouse, AND if you contend that calculation of the commitment period under § 1325(b)(4) does not require inclusion of the income of your spouse, enter the amount of the income listed in Line 10, Column B that was NOT regularly contributed to the household expenses of you or your dependents. Otherwise, enter zero.	\$0.00						
14	Subtract Line 13 from Line 12 and enter the result.	\$4,958.94						
15	Annualized current monthly income for § 1325(b)(4). Multiply the amount from Line 14 by the number 12 and enter the result.	\$59,507.28						
16	<b>Applicable median family income.</b> Enter the median family income for the applicable state and household size. (This information is available by family size at www.usdoj.gov/ust/ or from the clerk of the bankruptcy court.)							
	a. Enter debtor's state of residence: b. Enter debtor's household size:1	\$41,602.00						
17	Application of § 1325(b)(4). Check the applicable box and proceed as directed.  ☐ The amount on Line 15 is less than the amount on Line 16. Check the box for "The applicable commitme 3 years" at the top of page 1 of this statement and complete Part VII of this statement. DO NOT COMPLETE V OR VI.  ☐ The amount on Line 15 is not less than the amount on Line 16. Check the box for "The applicable commis 5 years" at the top of page 1 of this statement and continue with Part III of this statement.	PARTS III, IV,						

	Part III. APPLICATION OF § 1325(b)(3) FOR DETERMINING DISPOSABLE INCOME					
18	Enter the amount from Line 11.	\$4,958.94				
19	<b>Marital adjustment.</b> If you are married, but are not filing jointly with your spouse, enter the amount of the income listed in Line 10, Column B that was NOT regularly contributed to the household expenses of you or your dependents. If you are unmarried or married and filing jointly with your spouse, enter zero.					
20	Current monthly income for § 1325(b)(3). Subtract Line 19 from Line 18 and enter the result. \$4,958.94					
21	Annualized current monthly income for § 1325(b)(3). Multiply the amount from Line 20 by the number 12 and enter the result. \$59,500					
22	Applicable median family income. Enter the amount from Line 16.					
23	Applicable median family income. Enter the amount from Line 16. \$41,602.00  Application of § 1325(b)(3). Check the applicable box and proceed as directed.  ☑ The amount on Line 21 is more than the amount on Line 22. Check the box for "Disposable income is determined under § 1325(b)(3)" at the top of page 1 of this statement and complete the remaining parts of this statement.  ☐ The amount on Line 21 is not more than the amount on Line 22. Check the box for "Disposable income is not determined under § 1325(b)(3)" at the top of page 1 of this statement and complete Part VII of this statement. DO NOT COMPLETE PARTS IV, V, OR VI.					

	Part IV. CALCULATION OF DEDUCTIONS ALLOWED UNDER § 707(b)(2)					
	Subpart A: Deductions under Standards of the Internal Revenue Service (IRS)					
24	National Standards: food, clothing, household supplies, personal care, and miscellaneous.  Enter "Total" amount from IRS National Standards for Allowable Living Expenses for the applicable family size and income level. (This information is available at www.usdoj.gov/ust/ or from the clerk of the bankruptcy court.)	\$390.00				
25A	Local Standards: housing and utilities; non-mortgage expenses. Enter the amount of the IRS Housing and Utilities Standards; non-mortgage expenses for the applicable county and family size. (This information is available at www.usdoj.gov/ust/ or from the clerk of the bankruptcy court.)	\$386.00				

Case 06-04556 Doc 1 Filed 04/24/06 Entered 04/24/06 15:50:30 Desc Main Document Page 35 of 39

25B	Local Standards: housing and utilities; mortgage/rent expense. Enter, in Line a below, the amount of the IRS Housing and Utilities Standards; mortgage/rent expense for your county and family size (this information is available at www.usdoj.gov/ust/ or from the clerk of the bankruptcy court); enter on Line b the total of the Average Monthly Payments for any debts secured by your home, as stated in Line 47; subtract Line b from Line a and enter the result in Line 25B. DO NOT ENTER AN AMOUNT LESS THAN ZERO.				
	a. IRS Housing and Utilities Standards; mortgage/	ent Expense	\$150.00		
	b. Average Monthly Payment for any debts secure any, as stated in Line 47	d by your home, if	\$1,049.76		
	c. Net mortgage/rental expense		Subtract Line b from Line a.	\$0.00	
26	Local Standards: housing and utilities; adjustment. If you contend that the process set out in Lines 25A and 25B does not accurately compute the allowance to which you are entitled under the IRS Housing and Utilities Standards, enter any additional amount to which you contend you are entitled, and state the basis for your contention in the space below:  Local Standards: transportation; vehicle operation/public transportation expense. You are entitled to an expense allowance in this category regardless of whether you pay the expenses of operating a vehicle and regardless of whether you use public transportation.  Check the number of vehicles for which you pay the operating expenses or for which the operating expenses are included as a contribution to your household expenses in Line 7. □ 0 □ 1 ☑ 2 or more  Enter the amount from IRS Transportation Standards, Operating Costs & Public Transportation Costs for the applicable number of vehicles in the applicable Metropolitan Statistical Area or Census Region. (This information is available at www.usdoj.gov/ust/ or from the clerk of the bankruptcy court.)  Local Standards: transportation ownership/lease expense; Vehicle 1. Check the number of vehicles for which you claim an ownership/lease expense. (You may not claim an ownership/lease expense for more than two vehicles.) ☑ 1 □ 2 or more				
	You are entitled to an expense allowance in this categ	ory regardless of wheth			
27					
	the applicable number of vehicles in the applicable Me	tropolitan Statistical Ar	ea or Census Region. (This	\$200.00	
28	Check the number of vehicles for which you claim an ownership/lease expense. (You may not claim an				
	a. IRS Transportation Standards, Ownership Costs	s, First Car	\$475.00		
	b. Average Monthly Payment for any debts secure stated in Line 47	d by Vehicle 1, as	\$0.00		
	c. Net ownership/lease expense for Vehicle 1		Subtract Line b from Line a.	\$475.00	
	Local Standards: transportation ownership/lease of Complete this Line only if you checked the "2 or more" Enter, in Line a below, the amount of the IRS Transpo (available at www.usdoj.gov/ust/ or from the clerk of the Average Monthly Payments for any debts secured by	Box in Line 28. rtation Standards, Own e bankruptcy court); er	nter in Line b the total of the		
29	Line a and enter the result in Line 29. DO NOT ENTE	R AN AMOUNT LESS			
	<ul><li>a. IRS Transportation Standards, Ownership Costs</li><li>b. Average Monthly Payments for debts secured by</li></ul>	·			
	as stated in Line 47  c. Net ownership/lease expense for Vehicle 2		Subtract Line b from Line a.		
	Other Necessary Expenses: taxes. Enter the total	average monthly exper	nse that you actually incur for all		
30	federal, state, and local taxes, other than real estate a employment taxes, social security taxes, and Medicard SALES TAXES.	e taxes. DO NOT INCL	\$1,049.76  Subtract Line b from Line a.  Process set out in Lines 25A under the IRS Housing and entitled, and state the basis  expense.  Provide you pay the expenses of  which the operating expenses  I 2 or more ic Transportation Costs for a or Census Region. (This cy court.)  Process.  Provide you may not claim an ore riship Costs, First Car er in Line b the total of the ne 47; subtract Line b from HAN ZERO.  \$475.00  \$0.00  Subtract Line b from Line a.  Process set out in Line a.  Set that you actually incur for all income taxes, self JDE REAL ESTATE OR  all average monthly payroll ent contributions, union	\$696.70	
31	Other Necessary Expenses: mandatory payroll dedeductions that are required for your employment, suddues, and uniform costs. DO NOT INCLUDE DISCRE 401(K) CONTRIBUTIONS.	h as mandatory retirem	nent contributions, union	\$268.98	

Case 06-04556 Doc 1 Filed 04/24/06 Entered 04/24/06 15:50:30 Desc Main Document Page 36 of 39 Other Necessary Expenses: life insurance. Enter average monthly premiums that you actually pay for 32 term life insurance for yourself. DO NOT INCLUDE PREMIUMS FOR INSURANCE ON YOUR DEPENDENTS, FOR WHOLE LIFE, OR FOR ANY OTHER FORM OF INSURANCE. Other Necessary Expenses: court-ordered payments. Enter the total monthly amount that you are required to pay pursuant to court order, such as spousal or child support payments. DO NOT INCLUDE 33 PAYMENTS ON PAST DUE SUPPORT OBLIGATIONS INCLUDED IN LINE 49. Other Necessary Expenses: education for employment or for a physically or mentally challenged child. Enter the total monthly amount that you actually expend for education that is a condition of employment 34 and for education that is required for a physically or mentally challenged dependent child for whom no public education providing similar services is available. Other Necessary Expenses: childcare. Enter the average monthly amount that you actually expend on 35 childcare. DO NOT INCLUDE PAYMENTS MADE FOR CHILDREN'S EDUCATION. Other Necessary Expenses: heath care. Enter the average monthly amount that you actually expend on 36 health care expenses that are not reimbursed by insurance or paid by a health savings account. DO NOT \$396.82 INCLUDE PAYMENTS FOR HEALTH INSURANCE LISTED IN LINE 39. Other Necessary Expenses: telecommunication services. Enter the average monthly expenses that you actually pay for cell phones, pagers, call waiting, caller identification, special long distance, or internet 37 services necessary for the health and welfare of you or your dependents. DO NOT INCLUDE ANY AMOUNT PREVIOUSLY DEDUCTED. 38 Total Expenses Allowed under IRS Standards. Enter the total of Lines 24 through 37. \$2.813.50 Subpart B: Additional Expense Deductions under § 707(b) Note: Do not include any expenses that you have listed in Lines 24-37 Health Insurance, Disability Insurance, and Health Savings Account Expenses. List the average monthly amounts that you actually expend in each of the following categories and enter the total. Health Insurance a. 39 Disability Insurance \$36.75 b. **Health Savings Account** C. \$36.75 Total: Add Lines a, b and c Continued contributions to the care of household or family members. Enter the actual monthly expenses that you will continue to pay for the reasonable and necessary care and support of an elderly, chronically 40 ill, or disabled member of your household or member of your immediate family who is unable to pay for such expenses. DO NOT INCLUDE PAYMENTS LISTED IN LINE 34. Protection against family violence. Enter any average monthly expenses that you actually incurred to maintain the safety of your family under the Family Violence Prevention and Services Act or other 41 applicable federal law. Home energy costs in excess of the allowance specified by the IRS Local Standards. Enter the average monthly amount by which your home energy costs exceed the allowance in the IRS Local Standards for 42 Housing and Utilities. YOU MUST PROVIDE YOUR CASE TRUSTEE WITH DOCUMENTATION DEMONSTRATING THAT THE ADDITIONAL AMOUNT CLAIMED IS REASONABLE AND NECESSARY. Education expenses for dependent children under 18. Enter the average monthly expenses that you actually incur, not to exceed \$125 per child, in providing elementary and secondary education for your 43 dependent children less than 18 years of age. YOU MUST PROVIDE YOUR CASE TRUSTEE WITH DOCUMENTATION DEMONSTRATING THAT THE AMOUNT CLAIMED IS REASONABLE AND NECESSARY AND NOT ALREADY ACCOUNTED FOR IN THE IRS STANDARDS. Additional food and clothing expense. Enter the average monthly amount by which your food and clothing expenses exceed the combined allowances for food and apparel in the IRS National Standards, not to exceed five percent of those combined allowances. (This information is available at www.usdoj.gov/ust/ or 44 from the clerk of the bankruptcy court.) YOU MUST PROVIDE YOUR CASE TRUSTEE WITH DOCUMENTATION DEMONSTRATING THAT THE ADDITIONAL AMOUNT CLAIMED IS REASONABLE AND NECESSARY. Continued charitable contributions. Enter the amount that you will continue to contribute in the form of 45 cash or financial instruments to a charitable organization as defined in 26 U.S.C. § 170(c)(1)-(2). \$36.75 46 Total Additional Expense Deductions under § 707(b). Enter the total of Lines 39 through 45.

Page 37 of 39 Document \_\_\_\_ **Subpart C: Deductions for Debt Payment** Future payments on secured claims. For each of your debts that is secured by an interest in property that you own, list the name of the creditor, identify the property securing the debt, and state the Average Monthly Payment. The Average Monthly Payment is the total of all amounts contractually due to each Secured Creditor in the 60 months following the filing of the bankruptcy case, divided by 60. Mortgage debts should include payments of taxes and insurance required by the mortgage. If necessary, list additional entries on 47 a separate page. Name of Creditor Property Securing the Debt 60-month Average Payment 14525 S. Ellis **Countrywide Home Loans** \$1,049.76 a. b. Wells Fargo Financial Illinois, Inc 2004 Chevrolet C1500 \$489.93 c. Total: Add Lines a. b and c \$1,539.69 Past due payments on secured claims. If any of the debts listed in Line 47 are in default, and the property securing the debt is necessary for your support or the support of your dependents, you may include in your deductions 1/60th of the amount that you must pay the creditor as a result of the default (the "cure amount") in order to maintain possession of the property. List any such amounts in the following chart and enter the total. If necessary, list additional entries on a separate page. 48 Name of Creditor Property Securing the Debt in Default 1/60th of the Cure Amount **Countrywide Home Loans** 14525 S. Ellis \$21.48 a. b. c. Total: Add Lines a, b and c \$21.48 Payments on priority claims. Enter the total amount of all priority claims (including priority child support 49 \$0.00 and alimony claims), divided by 60. Chapter 13 administrative expenses. Multiply the amount in Line a by the amount in Line b, and enter the resulting administrative expense. Projected average monthly Chapter 13 plan payment. \$870.00 b. Current multiplier for your district as determined under schedules issued by the Executive Office for United States Trustees. (This 50 6% information is available at www.usdoj.gov/ust/ or from the clerk of the bankruptcy court.) Total: Multiply Lines a and b Average monthly administrative expense of Chapter 13 case \$52.20 Total Deductions for Debt Payment. Enter the total of Lines 47 through 50. \$1.613.37 51 Subpart D: Total Deductions Allowed under § 707(b)(2)

	Part V. DETERMINATION OF DISPOSABLE INCOME UNDER § 1325(b)(2)				
53	Total current monthly income. Enter the amount from Line 20.	\$4,958.94			
54	<b>Support income.</b> Enter the monthly average of any child support payments, foster care payments, or disability payments for a dependent child, included in Line 7, that you received in accordance with applicable nonbankruptcy law, to the extent reasonably necessary to be expended for such child.				
55	Qualified retirement deductions. Enter the monthly average of (a) all contributions or wage deductions made to qualified retirement plans, as specified in § 541(b)(7) and (b) all repayments of loans from retirement plans, as specified in § 362(b)(19).	\$698.87			
56	Total of all deductions allowed under § 707(b)(2). Enter the amount from Line 52.	\$4,463.62			
57	<b>Total adjustments to determine disposable income.</b> Add the amounts on Lines 54, 55, and 56 and enter the result.	\$5,162.49			
58	Monthly Disposable Income under § 1325(b)(2). Subtract Line 57 from Line 53 and enter the result.	(\$203.55)			

\$4,463.62

Total of all deductions allowed under § 707(b)(2). Enter the total of Lines 38, 46 and 51.

52

Other Expenses. List and describe any monthly expenses, not otherwise stated in this form, that are required for the health and welfare of you and your family and that you contend should be an additional deduction from your current monthly income under § 707(b)(2)(A)(ii)(I). If necessary, list additional sources on a separate page. All figures should reflect your average monthly expense for each item. Total the expenses.

		Part VII: VERI	FICATION
	I declare under penalty of perjury that the in (If this is a joint case, both debtors must signal)	· · · · · · · · · · · · · · · · · · ·	n this statement is true and correct.
60	Date: <b>04/22/2006</b>	Signature:	/s/ James T. Sanders (Debtor)
	Date:	Signature:	(Joint Debtor, if any)

# Document Page 39 of 39 Current Monthly Income Calculation Details

In re: James T. Sanders

Case Number:
Chapter: 13

# 2. Gross wages, salary, tips, bonuses, overtime commissions.

Debtor or Spouse's Income	Description (if available)						
	6 Months Ago	5 Months Ago	4 Months Ago	3 Months Ago	2 Months Ago	Last Month	Avg. Per Month

<u>Debtor</u> <u>Employment</u>

\$5,926.67 \$5,204.27 \$4,801.26 \$4,740.34 \$4,782.21 \$4,298.89 **\$4,958.94**